IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

WRIT PETITION NO : 18153 of 1994

Between:

Ch.Anandam S/o. Chennappa, Occupation: Agriculturist,
R/o. 1-32, Himayatsagar, Rajendranagar Mandal, Ranga Reddy District.

..... PETITIONER

AND

1. The Government of Andhra Pradesh, Rep. by its Revenue Secretariat Buildings, Hyderabad.
2. The District Collector, Rangareddy District, Hyderabad.
3 The Mandal Revenue Officer, Rajendranagar Mandal, Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, direction or order more particularly in the nature of writ of mandamus directing the respondent Nos.1 to 3 to assign the land admeasuring 7 acres 34 guntas in land Sy.no.5, and 4 acres 11 guntas in land Sy.no.7 of Himayatsagar Village Rajendranagar Mandal, like Chittaramma, Pandurangam, and Mancha Mallaiah and others of Himayatsagar Village Rajendranagar Mandal, Rangareddy Dist. (2) The respondent Nos. 1 to 3 may be restrained from assigning, transferring alienating, creating any rights in respect of land admeasuring 7 acres 34 guntas in Sy.no.5, and 4 acres 11 guntas in Sy.no.7 of Himayatsagar Village, Rajendranagar Mandal in favour of any third parties, (3) The respondents, their agents, servants, representatives whomsoever represents on their behalf be restrained from interfering and dispossessing the petitioner from the land admeasuring 7 acres 34 guntas in Sy.no.5, and 47 acres 11 guntas in Sy.no.7 of Himayatsagar Village, Rajendranagar Mandal, Rangareddy Dististrict.

Counsel for the Petitioner: MR.VENKATA RAGHU RAMULU

Counsel for the Respondents: GP FOR REVENUE

The Court made the following :

ORAL ORDER:

This Writ Petition is filed seeking a Writ of Mandamus directing respondent Nos.1 to 3 to assign the land admeasuring Ac.7.34 guntas in Survey No.5, and Ac.4.11 guntas in Survey No.7 of Himayatsagar Village, Rajendranagar Mandal, like Chittaramma, Pandurangam, and Mancha Mallaiah and others of Himayatsagar village, Rajendranagar Mandal, Rangareddy District and to restrain respondent Nos.1 to 3 from assigning, transferring, alienating, creating any rights in respect of land admeasuring Ac.7.34 guntas in Survey No.5, and Ac.4.11 guntas in Survey No.7 of Himayatsagar village, Rajendranagar Mandal infavour of any third parties and also to restrain the respondents, their agents, servants, representatives whomsoever represents on their behalf from interfering and dispossessing the petitioner from the land admeasuring Ac.7.34 guntas in Survey No.5 and Ac.4.11 guntas in SurveyNo.7 of Himayatsagar village, Rajendranagar Mandal, Rangareddy District.

The petitioner submits that in lieu of rehabilitation of the persons whose lands were submerged in Himayatsagar tank in the year 1927, the then Government distributed several land survey numbers of

Himayatsagar village in favour of several ryots. It is further submitted that after construction of Himayatsagar Tank in lieu of rehabilitation, the Government distributed the land admeasuring Ac.4.11 guntas in Survey No.7 and Ac.7.34 guntas in Survey No.5 of Himayatsagar village, Rajendranagar Mandal, Rangareddy District in favour of his father and after demise of his father, he came into possession of the said lands and has been in continuous possession and enjoyment of the same by paying cist to the Government. The respondents herein assigned lands in favour of other occupants instead of assigning the said lands to the petitioner, which is against the principles of equity and natural justice. Therefore, the petitioner made an application on 30.04.1994 to the third respondent for assignment of land in his favour. But, the respondents are threatening to dispossess him from the land in question without considering his application.

In the aforementioned circumstances, I consider it appropriate to dispose of this writ petition with a direction to the 3rd respondent to dispose of the representation of the petitioner submitted on 30.04.1994 within a period of eight weeks from the date of receipt of a copy of this order. Till such time, the interim order granted by this Court on 06.12.1994 shall continue.

The Writ Petition is accordingly disposed of. No costs.

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15th July, 2004

Nsr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Secretary, Government of Andhra Pradesh, Revenue Department, Secretariat Buildings, Hyderabad.
2. The District Collector, Rangareddy District, Hyderabad.
3 The Mandal Revenue Officer, Rajendranagar Mandal,
Ranga Reddy District.

4. Two CCs to GP for Revenue, High Court Buildings, Hyderabad (OUT)

5. Two CD copies.